## **AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions and listings of claims in the application:

## **LISTING OF CLAIMS:**

- 1. (original): A thermal recording material comprising, on a support, at least a thermal recording layer and a protective layer containing a water-soluble resin, wherein the thermal recording material comprises a water-soluble or oil-soluble compound of a transition element of the group IV in the long-form periodic table.
- **2. (original):** The thermal recording material of claim 1, wherein the protective layer contains ultrafine inorganic particles.
- **3. (original):** The thermal recording material of claim 1, wherein the compound of a transition element of the group IV in the long-form periodic table is a water-souluble zirconium compound.
- **4. (original):** The thermal recording material of claim 3, wherein the watersoluble zircronium compound is contained in the protective layer in an amount of 0.1 to 25% by mass based on the water-soluble resin.
- **5. (original):** The thermal recording material of claim 1, wherein the watersoluble resin is a long-chain alkyl ether-modified polyvinyl alcohol.

2

- 6. (currently amended): The thermal recording material of claim 1, wherein the water-soluble resin is a long-chain alkyl ether-modified polyvinyl alcohol, which is modified with an alkyl ether group having 8 to 20 carbon atoms.
- **7. (original):** The thermal recording material of claim 1, wherein the water-soluble resin is a long-chain alkyl ether-modified polyvinyl alcohol which comprises monomer units represented by the following general formulae (A-1) to (A-4):

General formulae (A-1) to (A-4)

wherein in general formulae (A-1) to (A-4),  $R^1$  represents a hydrogen atom, a methyl group or  $-CH_2CO_2M$ ;  $R^2$  represents a hydrogen atom, or  $-CO_2M$ ;  $R^3$  represents a hydrogen atom,  $-CO_2M$ , an amino group, an amido group, a substituted amido group, a hydroxyl group, a glycidyl group, a sulfonic acid group, a polyethylene oxide group, a polypropylene oxide group or a group having at least one of these functional groups;  $R^4$  represents a hydrogen atom or a methyl group;  $R^5$  represents an alkyl group having 8 to 20 carbon atoms; M represents a hydrogen atom, an alkyl group, an aryl group, an aralkyl group, Na, K or Li; and n, x, y and z each represent a degree of polymerization.

- **8. (original):** A thermal recording material comprising, on a support, a thermal recording layer and a protective layer which comprises at least polyvinyl alcohol and ultrafine inorganic particles, wherein the thermal recording material comprises boric acid and a water-soluble zirconium compound.
- 9. (original): The thermal recording material of claim 8, wherein the ultrafine inorganic particles are barium sulfate particles having an average particle size of 0.05 to 0.20  $\mu m$ .
- **10. (original):** The thermal recording material of claim 8, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol.
- **11. (original):** The thermal recording material of claim 8, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol, which is modified with an alkyl ether group having 8 to 20 carbon atoms.
- **12. (original):** The thermal recording material of claim 8, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol which comprises monomer units represented by the following general formulae (A-1) to (A-4):

General formulae (A-1) to (A-4)

wherein in general formulae (A-1) to (A-4),  $R^1$  represents a hydrogen atom, a methyl group or  $-CH_2CO_2M$ ;  $R^2$  represents a hydrogen atom, or  $-CO_2M$ ;  $R^3$  represents a hydrogen atom,  $-CO_2M$ , an amino group, an amido group, a substituted amido group, a hydroxyl group, a glycidyl group, a sulfonic acid group, a polyethylene oxide group, a polypropylene oxide group or a group having at least one of these functional groups;  $R^4$  represents a hydrogen atom or a methyl group;  $R^5$  represents an alkyl group having 8 to 20 carbon atoms; M represents a hydrogen atom, an alkyl group, an aryl group, an aralkyl group, Na, K or Li; and n, x, y and z each represent a degree of polymerization.

- **13. (original):** The thermal recording material of claim 8, wherein a content of the boric acid is 10 to 30 % by mass based on a content of the entire polyvinyl alcohol contained in a recording surface side of the thermal recording material, and a content of the water-soluble zirconium compound is 0.1 to 10% by mass based on a content of the entire polyvinyl alcohol contained in the recording surface side of the thermal recording material.
- **14. (original):** A thermal recording material comprising, on a support, a thermal recording layer and a protective layer which comprises at least polyvinyl alcohol and two or

5

more kinds of ultrafine inorganic particles having different average particle sizes, wherein the thermal recording material further comprises boric acid and a water-soluble zirconium compound.

- **15. (original):** The thermal recording, material of claim 14, wherein at least one kind of the ultrafine inorganic particles is colloidal silica having an average particle size of 10 to 50 nm.
- **16. (original):** The thermal recording material of claim 15, wherein the other kind of ultrafine inorganic particles is barium sulfate particles having an average particle size of 0.5 to 0.20 nm, and a composition ratio of the colloidal silica to the barium sulfate is 8 to 24% by mass.
- **17. (original):** The thermal recording material of claim 14, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol.
- **18. (original):** The thermal recording material of claim 14, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol, which is modified with an alkyl ether group having 8 to 20 carbon atoms.
- **19. (currently amended):** The thermal recording material of claim 14, wherein the polyvinyl alcohol is a long-chain alkyl ether-modified polyvinyl alcohol which is

comprised-comprises monomer units represented by the following general formulae (A-1) to (A-4):

General formulae (A-1) to (A-4)

wherein in general formulae (A-1) to (A-4),  $R^1$  represents a hydrogen atom, a methyl group or  $-CH_2CO_2M$ ;  $R^2$  represents a hydrogen atom, or  $-CO_2M$ ;  $R^3$  represents a hydrogen atom,  $-CO_2M$ , an amino group, an amido group, a substituted amido group, a hydroxyl group, a glycidyl group, a sulfonic acid group, a polyethylene oxide group, a polypropylene oxide group or a group having at least one of these functional groups;  $R^4$  represents a hydrogen atom or a methyl group;  $R^5$  represents an alkyl group having 8 to 20 carbon atoms; M represents a hydrogen atom, an alkyl group, an aryl group, an aralkyl group, Na, K or Li; and n, x, y and z each represent a degree of polymerization.

**20. (original):** The thermal recording material of claim 14, wherein a content of the boric acid is 10 to 30% by mass based on a content of the entire polyvinyl alcohol contained in a recording surface side of the thermal recording material, and a content of the water-soluble zirconium compound is 0.1 to 10% by mass based on a content of the entire polyvinyl alcohol contained in the recording surface side of the thermal recording material.

Amendment under 37 C.F.R. § 1.111 U.S. App. Ser. No. 10/646,747

**21. (new):** The thermal recording material of claim 8, further comprising an intermediate layer, wherein the protective layer comprises the water-soluble zirconium compound and the intermediate layer comprises the boric acid.